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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 PATTI YATES-STARNS,

13 Defendant.

Case No. CR11-183RSL

ORDER DENYING DEFENDANT
PATTI YATES-STARNS'S
EMERGENCY MOTION FOR
MODIFICATION OF DEFENDANT
LARSELL HOLLINGSWORTH'S
CONDITIONS OF SUPERVISED
RELEASE AND GRANTING
DEFENDANT'S REQUEST FOR
HEARING

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17 This matter comes before the Court on defendant Patti Yates-Starns's emergency motion
18 for modification of the conditions of supervised release applicable to co-defendant Larsell
19 Hollingsworth and request for a hearing. Dkt. # 435. Having reviewed Ms. Yates-Starns's
20 motion and the remainder of the record, the Court denies the emergency motion for modification
21 of Mr. Hollingsworth's conditions and grants Ms. Yates-Starns's request for a hearing.

22 Ms. Yates-Starns and Mr. Hollingsworth were both recently released from custody and
23 are both on federal supervised release. Since December 2016, Ms. Yates-Starns has resided at
24 YWCA Passage Point, a supportive residential community with 46 units and programming to
25 help residents transition to permanent housing. Recently, Ms. Yates-Starns learned that Mr.
26 Hollingsworth had applied to live at Passage Point. For various reasons, including the fact that


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1 Ms. Yates-Starns testified against Mr. Hollingsworth at his trial, Ms. Yates-Starns is afraid of
2 Mr. Hollingsworth and asks the Court for an order preventing him from moving into Passage
3 Point. Ms. Yates-Starns also requests a hearing on her motion, and an emergency order
4 maintaining the status quo (that is, preventing Mr. Hollingsworth from moving into Passage
5 Point) until that hearing has occurred. A meeting is scheduled at Passage Point between Ms.
6 Yates-Starns, Mr. Hollingsworth, their probation officers, and Passage Point staff to discuss this
7 matter. Mr. Hollingsworth is now represented and has been notified of Ms. Yates-Starns's
8 motion. Through counsel, Mr. Hollingsworth intends to respond to Ms. Yates-Starns's motion.

9 This Court has authority under 18 U.S.C. § 3563(b)(13) to order, as a condition of a
10 defendant's probation, that the defendant "refrain from residing in a specified place or area."
11 The Court may modify the terms of a defendant's supervised release to include this condition
12 after considering the factors set forth in 18 U.S.C. § 3553. See 18 U.S.C. § 3583(e)(2). The
13 Court concludes that a proper weighing of the Section 3553 factors as to Mr. Hollingsworth's
14 conditions of release necessitates a hearing at which both Ms. Yates-Starns and Mr.
15 Hollingsworth can be heard on the matter.

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17 Accordingly, the Court GRANTS Ms. Yates-Starns's request for a hearing on her motion
18 for an order modifying Mr. Hollingsworth's conditions of release. The hearing is hereby set for
19 Thursday, May 11, 2017 at 9:30 a.m. in courtroom 15106. Mr. Hollingsworth may file a
20 response to Ms. Yates-Starns's motion by Monday, May 8, 2017, and Ms. Yates-Starns may
21 filed a reply by Wednesday, May 10, 2017. The Court DENIES Ms. Yates-Starns's motion for
22 an emergency motion maintaining the status quo in the interim.

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24 DATED this 3rd day of May, 2017.

25 
26 Robert S. Lasnik
27 United States District Judge

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